

CHAS. CHAPLIN at the Royal Today in "A Jitney Elopement"

CREDIT OF DESIGNING CONFEDERATE FLAG FIXED AFTER YEARS

Veterans Committee Appointed
to Investigate Matter Long in
Controversy Names Major Orren
Randolph Smith as Author.

RICHMOND, Va., June 2.—The credit of having designed the first flag of the Confederate States—the "Stars and Bars"—is awarded to the late Major Orren Randolph Smith, of Louisville, North Carolina, by the United Confederate Veterans' committee, appointed to investigate the matter. The report of the committee was submitted to the reunion here today by General C. Irvine Walker of Summerville, S. C., chairman. Other members of the committee who signed the report are Major-General Thomas Green, Pine Bluff, Ark., and Major-General John P. Hickman, Nashville, Tenn.

The subject has been one of controversy for many years and the investigation and conclusion of the committee, which was assisted in gathering evidence by committees of the Daughters of the Confederacy, Sons of Confederate Veterans and the Confederate Southern Memorial Association, are considered of much historic interest. The veterans' report states that a most exhaustive examination of the whole matter was made. The findings are given in part as follows:

William Porter Miles, of the committee on Flag and Seal of the Confederate Congress, made report to the Provisional Congress of the Confederate States, at Montgomery, Ala., March 4, 1862, and with this report was submitted the selected design for the flag. Mr. Miles reported that something was conceded by the committee to what seemed a strong desire to retain at least a suggestion of the old Stars and Stripes. The design submitted by the committee and subsequently approved by the congress, was practically the same as the Stars and Stripes, except that the bars, red, white and red, were substituted for the thirteen stripes.

"The Miles' report brought out that the Southern people earnestly loved the old Union; that they seemed to have a deep regret when forced to do so to maintain their rights as free people, and that this attachment was so strong that the congressional committee was obliged to recommend a flag closely resembling 'Old Glory'."

There were two claimants for the honor of having designed the Stars and Bars, the veterans' committee states, and evidence in support of their claims was presented by and on behalf of each. The claimants were Major Orren Randolph Smith, (now deceased) of Louisville, N. C., whose claim was presented by his daughter, Miss Jessie R. Smith, and Nicola Marchetti, an artist, who in 1861 lived in Marion, Ala., and is now a resident of Louisville, Ky. Mr. Marchetti's claim was filed by his wife and supplemented by Mrs. Chappell Cory of Birmingham, Ala. The testimony submitted was considered from three viewpoints: First, that a contemporaneous, or local opinion of the facts; second, that of the direct evidence of persons, other than the claimants, as

to the designing and submission of the design to the Flag committee of the Confederate Congress and Third, that of statements made personally by the claimants.

Reviewing the testimony, the report continues, the committee finds: "That it was the belief, in 1861, of persons residing in the immediate vicinity of the residence of the claimants, that each of said claimants had submitted the chosen design."

"That the lady who made Major Smith's model and four other persons who saw her making it testified that the flag of Major Smith's design, that it was sent to the Confederate authorities at Montgomery and that it was the same as the Stars and Bars flag adopted by the Confederate Congress. Claimants of Mr. Marchetti stated they did not deny that Major Smith sent a model to Montgomery. There is no evidence whatever submitted to show that any person testifying except Mr. Marchetti, himself, ever saw his model, or of their own knowledge knew that such was made, or that it was handed to the Confederate Congressional committee."

"Your committee is not, from the evidence before it, convinced that Mr. Marchetti ever submitted a design for the flag. The evidence does show that Major Smith did submit a design. Your committee is convinced that Major Smith did submit a design. As the design which the Congressional committee submitted with its report, which was adopted, the evidence most clearly shows to be the same as Major Smith's design. It is reasonable to conclude that Major Smith submitted the design of the Stars and Bars flag of the Confederate States."

"Your committee would therefore report, after a most careful consideration and thorough investigation, that the honor of having designed the first flag of the Confederate States, known as the 'Stars and Bars,' is due and should be awarded by the United Confederate Veterans to the late Major Orren Randolph, of Louisville, N. C."

The committee transmits with the report a transcript of all the evidence and affidavits submitted in the investigation.

The steamship Massachusetts, of the Eastern Steamship Co., carried more than 200 persons on the first trip to New York on Monday.



Newell Garfield.

Newell Garfield, who is a grandson of the murdered ex-President Garfield, has become pitcher of his class team at Yale, where he is at present a freshman. The youngster won a place on his class basketball team last winter.

FRANK ACCOMPLISHES FREED.

ATLANTA, June 2.—James Conely, the negro factory sweeper, who last night completed a sentence of one year as an accessory to the murder of Mary Phagan, denied he had written Anna Maud Carter letters which figured in Leo Frank's extraordinary motion for a new trial.

Conely's denial, made in the presence of Solicitor Dorsey, was first intimation that Conely had not been the author of these letters, by which Frank's lawyers sought to show Conely had written without the assistance of the famous "Murder Notes" found beside Mary Phagan's body. Conely testified in Frank's trial he codes were written by him at Frank's dictation.

The Victor Typewriter Co., of New York, has closed an option for a plot of land in Lawrence, owned by the Essex Co., on which the Victor Co. plans to erect a factory factory 750 feet long and 70 feet deep, to represent an outlay, it is said, of \$1,200,000.

MANDAMUS COMMISSION.

PHOENIX, June 2.—The superior court here today granted an application of the Herald of Liberty for a writ of mandamus compelling the issuance of a state license to transact business of insurance. The corporation commission had heretofore denied them license.

**When
You Pay
10c or More**

**you are entitled
to a cigar that
has fine aroma
and mildness.**

**You enjoy these desirable
qualities in**

**DRY
CLIMATE
CIGARS**

The tobaccos
are aged and
blended in a
dry climate;
therefore excess
nicotine
is cut out and
natural aroma
is developed.

**Better
than
ever.**

**Money back if not
satisfied.**

Ask for Dry Climates.

***Made in a clean factory
by skilled, satisfied
Union Labor.**

**Get Sole Cigar Co., Est. 1883, Makers, Dealers
AT ALL CIGAR STANDS**

SPECIAL TRAIN FROM DOUGLAS TO MASCOT

President of Big Copper Company
Arranging for Special
to Celebration.

DOUGLAS, June 2.—T. N. McManley, president of the Mascot Copper company and of the new Mascot & Western railroad, left for Douglas this morning after spending yesterday in Douglas in connection with the big celebration that will be staged at Mascot on June 15 to celebrate the completion of the Mascot & Western railroad.

While here Mr. McManley and Secretary Oscar K. Galt of the Chamber of Commerce took up the matter of running a special train from Douglas with F. H. King, division superintendent of the P. & S. W. Mr. King in turn will take up the matter with Southern Pacific officials and a definite announcement is expected in the near future. The special would be run over three different railroads, using the Southwestern tracks from here to Courtland, the Southern Pacific from Courtland to Wilcox and the San Marcos & Western from Wilcox to Mascot.

The special will probably consist of an engine and two passenger coaches, which will not be too many to accommodate the number who have expressed a desire to go from here to the big celebration.

METRO RELEASES ARE GREAT AT THE LOWELL

Episode number 12 of "The Master Key" will be again repeated tonight and with it will be shown a four-reel Universal Program. Frank Lloyd, an efficient director of the film, is in charge of the comedy there will be "A Dramatic Mistake," tomorrow night there will be a six-reel comedy program carrying five entirely different plays, one of which is a Selig two-part special.

This program will carry three comedies and two dramatic subjects. Each and every Monday the Lowell will present an extra special masterpiece program. These masterpieces are being shown all over the country at advanced prices as they are very expensive, but the Lowell will present them at the regular house prices, the purpose being to build up the Monday night patronage and in order to do this it is necessary to give the public something out of the ordinary, the past two weeks the Lowell has shown Mabel Talbot in "The Three of Us" and Ethel Barrymore in "The Nightingale," although these two pictures are above the ordinary pictures generally shown they are not up to the standard which will be in vogue within the next two weeks at the Lowell for the comedy there will be the famous "Metro" masterpieces which are pronounced by eastern critics to be of superior class to anything yet seen in the silent entertainment.

If nothing happens the Lowell will have two of the very latest improved comedies working Sunday and it goes without saying that the many staunch patrons of the Lowell will receive the new addition with much pleasure.

COMPLETE RETURNS.

LOS ANGELES, June 2.—Complete official figures give Sebastian 46,488 votes and Walton 41,859. Mrs. Stetson Lawson, Lawson's widow, a newspaper writer, in the first woman elected in the city council. The motorbus ordinance was defeated, the two platform system for the fire department carried, also the proposition compelling the two telephone systems to interchange service as a pre-requisite for a renewal of franchise.

MEXICO MUST MERGE INTERNAL TROUBLES

(Continued from Page 1)
saw of Americans in and near the Panama fields.

Lane said he understood the American consul at Tampico had all the BANDITS ACTIVE.

NOGALES, June 2.—It is reported that I. E. Bowers and wife, Americans, are being held at their ranch at Noria, Sonora, by bandits who made a raid on the place. The couple was alone

Orpheum Theatre

Thursday, June 3

Operetta
Tyrolien Queen

Given by Pupils of Loretto Academy
Accompanied by

Loretto Academy Orchestra

Tickets \$1.00 and 50c

Tickets may now be Exchanged at Orpheum
for Reserved Seats

on the ranch, making light on the ten murders, according to the last report received.

Bandits are been plundering in the territory between Noria and Querovahi in which many Americans reside. In a fight last night at the railroad station of Querovahi, five Villa and one Carranza soldiers were killed. Three railroad bridges were destroyed in this territory.

Facts of the various assassinations, and that full details were sent to Washington. The oil fields are located twenty miles up the river from Tampico under the control of Villa forces. Tampico is controlled by Carranza. Officers of the six oil companies, operating in the Panuco fields, denied knowledge that any of their men were killed.

AMERICANS KILLED.

WASHINGTON, June 2.—J. W. Bennett, an American, was killed while riding in a launch with Carranza soldiers south of Panuco when Villa troops fired, according to a despatch to the State Department from Tampico dated May 27 and made public today.

YOUNGSTERS GET PLAYGROUND ALLOTTED

(Continued from Page 1)
when a load should go over the pavement which could not be broken up and where the load landed was not in the regular business of the person or persons engaged in the work. City Marshal Allison, called to the attention of the council the fact that the city of Leadville, Colorado, faced a similar question and passed a like ordinance to the one considered last evening. He went on to state that the mining company, engaged in hauling the ore, obliged the city to erect a public scale at a convenient point which necessitated an expenditure on the part of the city, of several thousand dollars. An interesting side issue of the statement was to the effect that when the scales were completed the company built a road which eliminated the necessity of using the scales. The proposed ordinance was laid over for the attention of the council at another meeting.

An ordinance having as its object

RAMSEY CANYON PLEASURE RESORT

Get in the game and go where hundreds are going every week for an outing or Over Sunday trip—Ramsey Canyon in the heart of the Huachuca Mountains.

Excellent meals and accommodations for all. Newly furnished cottages.

Auto transportation.
Dancing in open air pavilion, Saturday, June 5th.
Music from 10th Cavalry Band.
Special Dinners every Sunday.

Mrs. H. E. Fletcher, Manager
Hereford, Ariz.

Lowell Theatre

PROGRAM FOR TONIGHT
Thursday, June 3rd.

Elita Hall in
**THE
MASTER
KEY**

Episode Number 11
Helen Leslie in
"To Redeem an Oath"

Laemmle 2-Part Feature
King Baggot in
"One Night"

Imp Special Drama
"A Dramatic Mistake"

Universal Comedy
A Big 6-Reel Show

Saturday, June 5th
"Lifting the Ban of
Coventry"

Sunday, June 6th
"The Girl of the Music Hall"

Monday, June 7th
"The Woman Who Dared"

Kline Masterpiece
For the Least Money

and search, however, the President said to have explained, will be insisted upon when submarines encounter unarmed merchantmen or vessels which do not resist capture. In some well informed quarters the conference was discussed as likely to lead to important results in respect to the general European situation.

While the President, it is believed, in the adherence to his expressed policy, did not talk of the relations of this country with Great Britain to the German ambassador, there is possibility that a return to international law by all belligerents might eventually be accomplished by the efforts of the United States, thus to pave a way for the eventual restoration of peace in Europe was a suggestion widely current.

In German quarters tonight, optimism is apparent. The view is expressed that the German reply to the note will be a full answer to the American demands and that if the United States' next note stated the official investigation showed the Lusitania carried no guns, it would not be surprising if the German government accepted this as a fact, furnishing a basis for reparation.

Four affidavits presented to the State Department, by the German embassy, alleging that guns were carried on the Lusitania, are believed to be the evidence which the German government referred to in the last note. Should it develop the foreign office is misinformed, German officials said an acknowledgment of the mistake would not be withheld. These affidavits were not made public at either the embassy of the State Department, but the character of the individuals who made them and their testimony is being made the subject of a quiet investigation.

THE WOLF UNMASKED

3-Part Balboa Feature

MAX MADE TO WALK

Pathe Comedy

PATHE DAILY NEWS

Coming Saturday

THE WHITE TRAIL

10:15.

BERSTORFF AND PRES- IDENT WILSON CONFER

(Continued from Page 1)
German government could conduct its submarine warfare in accordance to the dictates of humanity, in a way that would not endanger the lives and property of neutrals, there would be no objection to the use of underwater craft as a commerce destroyer.

The exercise of the right of visit

SUMMER RATES

May 15th and daily thereafter until September 30th low round trip summer tourist tickets will be on sale to all principal Eastern resorts. Final return limit October 30th.

Diverse Routes—Liberal Stopovers

Ask your agent for full particulars. He will be glad to help you plan your trip, make your Pullman reservations, etc.

Clouderoff

More
Beautiful
than Ever
Lodge
opens
June 1st

SUMMER RATES

May 15th and daily thereafter until September 30th low round trip summer tourist tickets will be on sale to all principal Eastern resorts. Final return limit October 30th.

Diverse Routes—Liberal Stopovers

Ask your agent for full particulars. He will be glad to help you plan your trip, make your Pullman reservations, etc.

Garnett King, Gen'l Pass. Agt.

EL PASO, TEXAS.

EL PASO & SOUTHWESTERN ROUTE

Ask Agent
for special
rate

SUMMER RATES

May 15th and daily thereafter until September 30th low round trip summer tourist tickets will be on sale to all principal Eastern resorts. Final return limit October 30th.

Diverse Routes—Liberal Stopovers

Ask your agent for full particulars. He will be glad to help you plan your trip, make your Pullman reservations, etc.

Garnett King, Gen'l Pass. Agt.

EL PASO, TEXAS.

Fresh Fruit

Of All Kinds
In Season

J. B. ANGIUS

The Pure Food Grocery
Phone 29